



ABBEVILLE COUNTY SCHOOL DISTRICT

ADMINISTRATIVE OFFICES
400 GREENVILLE STREET
ABBEVILLE, SOUTH CAROLINA 29620
Phone (864) 366-5427 FAX (864) 366-8531

May 11, 2010
Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

CC Docket Number 02-6
CC Docket Number 96-45

VIA ECFS

Re: Request for Waiver

To Whom It May Concern:

Our contact information and application identification are as follows:

Applicant: Matt Kimsey, Director of Technology
Contact: Abbeville County School District
400 Greenville Street
Abbeville, SC 29620
Abbe@serviceassoc.com
(864) 366-5427

This appeal letter requests waiver of the rules in order to allow transfer of funding from a closed entity consistent with the rules allowing transfer of equipment from a closed entity.

Regarding: Funding Commitment Decision Letter:

Date of Letter	March 17, 2010
Applicant	Abbeville County School District
Billed Entity Number	127216
Form 471 Application Numbers	570660
Funding Request Numbers	1575500
	1575528
	1575644
	1575709
	1587699

Grounds for Request

The purpose of this letter is to request relief from the rules as they stand. The district has just received the FCDL for a 2007 request (Form 471 Application Number: 570660). The SLD decision was delayed due to an investigation into circumstances outside the district's control or involvement.

In the more than three years elapsed since the district filed the application in early 2007, the school for which it was intended has ceased to exist. Due to budget constraints and declining enrollment Calhoun Falls High School (Entity Number 31531) was permanently closed in 2008 and students were absorbed into other schools throughout the district. The SLD does not provide guidance for this scenario and existing program rules lack any mechanism for transferring the funds to other entities.

The district hereby requests a waiver of the rules to allow the funding that was approved to be transferred to other eligible schools in the district. We believe this request is clearly within the spirit of the purpose of the E-rate program and complies fully with SLD guidelines for the transfer of equipment from a closed entity as detailed on the SLD website.

<http://www.usac.org/sl/about/changes-corrections/transfers-equipment.aspx>

Following please find detailed documentation as to the equipment requested on the five FRN's and the proposed locations to which it would be transferred if funded.

Details of Equipment/Service Transfers

FRN	Transfer FROM Entity Number(s)	Transfer TO Entity Number(s)
1587699	31531	31493, 31494, 31543 16029772
1575644	31531	31543
1575500	31531	31543
1575528	31531	16029772
1575709	31531	31494, 31543

FRN: 1575500

Vendor: AT-NET (formerly SDI)

Description: Cisco wireless network equipment to be transferred from entity number 31531 to entity number 31543

FRN: 1575528

Vendor: Dell

Description: Dell network server equipment to be transferred from entity number 31531 to entity number 16029772

FRN: 1575644

Vendor: CNIC

Description: Installation of structured cabling network to be transferred from entity number 31531 to entity number 31543

FRN: 1575709

Vendor: CNIC

Description: Vbrick video conferencing equipment to be transferred from entity number 31531 to entity numbers 31494, 31543 to establish distance learning facilities. One encoder/decoder will be placed at 31494 and one encoder/decoder will be placed at 31543.

FRN: 1587699

Vendor: Seamless Mobility Solutions

Description: Nortel network equipment to be transferred from entity number 31531 to entities number 31493, 31494, 31543 and 16029772.

Receiving Entity	Nortel Part Number	Description	Qty
31493	AL1001A07	5530 Switch	4
31493	AL1403005	10G XFP Module	6
31493	AL1001A03	5510 Switch	4
31494	AL1001A07	5530 Switch	3
31494	AL1403005	10G XFP Module	4
31494	AL1001A07	5510 Switch	1
31494	AL1001A05	5520 Switch	2
31543	AL1001A07	5530 Switch	4
31543	AL1403005	10G XFP Module	8
31543	AL1001A07	5510 Switch	2
31543	AL1001A05	5520 Switch	4
16029772	AL1001A07	5530 Switch	3
16029772	AL1403005	10G XFP Module	2

Closing

We respectfully request that this waiver be granted so that this District can claim these important funds. To do otherwise would contribute to unintended consequences of hardship and inequity for the students and teachers in this District.

Thank you for your prompt attention to this matter. Please contact Matt Kimsey if you have any questions or need additional information.

We look forward to your response.

Sincerely,
Abbeville County School District
BEN 127216


Dr. Ivan Randolph, Superintendent

Attachment: 03.17.2010 Funding Commitment Decision Letter 570660

SCANNED



Schools and Libraries Division

FUNDING COMMITMENT DECISION LETTER
(Funding Year 2007: 07/01/2007 - 06/30/2008)

March 17, 2010

TOM TRAYWICK
ABBEVILLE COUNTY SCHOOL DIST
160 East Main Street
Brevard, NC 28712

Re: Form 471 Application Number: 570660
Billed Entity Number (BEN): 127216
Billed Entity FCC RN: 0011887346
Applicant's Form Identifier: IC CFHS

712595

89724

Thank you for your Funding Year 2007 application for Universal Service Support and for any assistance you provided throughout our review. The current status of the funding request(s) in the Form 471 application cited above and featured in the Funding Commitment Report(s) (Report) at the end of this letter is as follows.

- The amount, \$292,874.49 is "Approved."
- The amount, \$36,426.04 is "Under Review."

Please refer to the Report on the page following this letter for specific funding request decisions and explanations. The Universal Service Administrative Company (USAC) is also sending this information to your service provider(s) so preparations can begin for implementing your approved discount(s) after you file FCC Form 486, Receipt of Service Confirmation Form. A guide that provides a definition for each line of the Report is available in the Reference Area of our website.

NEXT STEPS

- Work with your service provider to determine if you will receive discounted bills or if you will request reimbursement from USAC after paying your bills in full
- Review technology planning approval requirements
- Review CIPA requirements
- File Form 486
- Invoice USAC using the Form 474 (service provider) or Form 472 (Billed Entity) - as products and services are being delivered and billed

TO APPEAL THIS DECISION:

If you wish to appeal a decision in this letter, your appeal must be received by USAC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and (if available) email address for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Include the following to identify the letter and the decision you are appealing:
 - Appellant name,
 - Applicant name and service provider name, if different from appellant,
 - Applicant BEN and Service Provider Identification Number (SPIN),
 - Form 471 Application Number 570660 as assigned by USAC,
 - "Funding Commitment Decision Letter for Funding Year 2007," AND
 - The exact text or the decision that you are appealing.
3. Please keep your letter to the point, and provide documentation to support your

appeal. Be sure to keep a copy of your entire appeal, including any correspondence and documentation.

4. If you are the applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are the service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
5. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, email your appeal to appeals@sl.universalservice.org. USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to USAC by fax, fax your appeal to (973) 599-6542.

To submit your appeal to USAC on paper, send your appeal to:

Letter of Appeal
Schools and Libraries Division - Correspondence Unit
100 South Jefferson Road
P.O. Box 902
Whippany, New Jersey 07981

You have the option of filing an appeal with the SLD or directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted in the Reference Area of our website. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

NOTICE ON RULES AND FUNDS AVAILABILITY

Applicants' receipt of funding commitments is contingent on their compliance with all statutory, regulatory, and procedural requirements of the Schools and Libraries Program. Applicants who have received funding commitments continue to be subject to audits and other reviews that USAC and/or the FCC may undertake periodically to assure that funds that have been committed are being used in accordance with all such requirements. USAC may be required to reduce or cancel funding commitments that were not issued in accordance with such requirements, whether due to action or inaction, including but not limited to that by USAC, the applicant, or the service provider. USAC, and other appropriate authorities (including but not limited to the FCC), may pursue enforcement actions and other means of recourse to collect improperly disbursed funds. The timing of payment of invoices may also be affected by the availability of funds based on the amount of funds collected from contributing telecommunications companies.

Schools and Libraries Division
Universal Service Administrative Company

FUNDING COMMITMENT REPORT
Billed Entity Name: ABBEVILLE COUNTY SCHOOL DIST
BEN: 127216
Funding Year: 2007

Comment on RAL corrections: FRN(s) modified in accordance with a RAL request.

Form 471 Application Number: 570660
Funding Request Number: 1575500
Funding Status: Funded
Category of Service: Internal Connections
Form 470 Application Number: 434360000603202
SPIN: 143028092
Service Provider Name: AT-NET Services (SC)
Contract Number: ACSD-2007-001-SDI
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2007
Service End Date: N/A
Contract Award Date: 01/16/2007
Contract Expiration Date: 09/30/2010
Site Identifier: 31531
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$18,173.28
Pre-discount Amount: \$18,173.28
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$16,355.95 - FRN approved as submitted

FCDL Date: 03/17/2010

Wave Number: 80H

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2011

FUNDING COMMITMENT REPORT
Billed Entity Name: ABBEVILLE COUNTY SCHOOL DIST
BEN: 127216
Funding Year: 2007

Comment on RAL corrections: FRN(s) modified in accordance with a RAL request.

Form 471 Application Number: 570660
Funding Request Number: 1575528
Funding Status: Funded
Category of Service: Internal Connections
Form 470 Application Number: 434360000603202
SPIN: 143004340
Service Provider Name: Dell Marketing LP
Contract Number: Dell E-Rate 01302007
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2007
Service End Date: N/A
Contract Award Date: 01/30/2007
Contract Expiration Date: 09/30/2009
Site Identifier: 31531
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$27,700.97
Pre-discount Amount: \$27,700.97
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$24,930.87 - FRN approved as submitted

FCDL Date: 03/17/2010
Wave Number: 80H
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2011

FUNDING COMMITMENT REPORT
Billed Entity Name: ABBEVILLE COUNTY SCHOOL DIST
BEN: 127216
Funding Year: 2007

Comment on RAL corrections: FRN(s) modified in accordance with a RAL request.

Form 471 Application Number: 570660
Funding Request Number: 1575560
Funding Status: Under Review
Category of Service: Internal Connections
Form 470 Application Number: 434360000603202
SPIN: 143017811
Service Provider Name: Computer Software Innovations, Inc.
Contract Number: ACSD-FY2007-001B
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2007
Service End Date: N/A
Contract Award Date: 01/24/2007
Contract Expiration Date: 06/30/2010
Site Identifier: 31531
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges:
Annual Pre-discount Amount for Eligible Non-recurring Charges:
Pre-discount Amount:
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision:

FCDL Date: 03/17/2010

Wave Number: 80H

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2011

FUNDING COMMITMENT REPORT
Billed Entity Name: ABBEVILLE COUNTY SCHOOL DIST
BEN: 127216
Funding Year: 2007

Comment on RAL corrections: FRN(s) modified in accordance with a RAL request.

Form 471 Application Number: 570660
Funding Request Number: 1575580
Funding Status: Under Review
Category of Service: Internal Connections
Form 470 Application Number: 434360000603202
SPIN: 143017811
Service Provider Name: Computer Software Innovations, Inc.
Contract Number: ACSD-FY2007-001B
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2007
Service End Date: N/A
Contract Award Date: 01/24/2007
Contract Expiration Date: 06/30/2010
Site Identifier: 31531
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges:
Annual Pre-discount Amount for Eligible Non-recurring Charges:
Pre-discount Amount:
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision:

FCDL Date: 03/17/2010

Wave Number: 80H

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2011

FUNDING COMMITMENT REPORT
Billed Entity Name: ABBEVILLE COUNTY SCHOOL DIST
BEN: 127216
Funding Year: 2007

Comment on RAL corrections: FRN(s) modified in accordance with a RAL request.

Form 471 Application Number: 570660
Funding Request Number: 1575644
Funding Status: Funded
Category of Service: Internal Connections
Form 470 Application Number: 434360000603202
SPIN: 143024151
Service Provider Name: CNIC, Inc.
Contract Number: CNIC 01232007
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2007
Service End Date: N/A
Contract Award Date: 01/23/2007
Contract Expiration Date: 12/31/2008
Site Identifier: 31531
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$85,968.70
Pre-discount Amount: \$85,968.70
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$77,371.83 - FRN approved as submitted

FCDL Date: 03/17/2010

Wave Number: 80H

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2011

FUNDING COMMITMENT REPORT
Billed Entity Name: ABBEVILLE COUNTY SCHOOL DIST
BEN: 127216
Funding Year: 2007

Comment on RAL corrections: FRN(s) modified in accordance with a RAL request.

Form 471 Application Number: 570660
Funding Request Number: 1575709
Funding Status: Funded
Category of Service: Internal Connections
Form 470 Application Number: 434360000603202
SPIN: 143024151
Service Provider Name: CNIC, Inc.
Contract Number: CNIC 01232007
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2007
Service End Date: N/A
Contract Award Date: 01/23/2007
Contract Expiration Date: 12/31/2008
Site Identifier: 31531
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$22,366.83
Pre-discount Amount: \$22,366.83
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$20,130.15 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: MR1: FRN modified in accordance with a RAL request. <><><><><> MR2: The FRN was modified from \$8,500.00 to \$21,490.00 to agree with the applicant RAL Request. <><><><><> MR3: The FRN was modified from \$21,490.00 to \$22,366.83 to agree with the applicant documentation.

FCDL Date: 03/17/2010

Wave Number: 80H

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2011

FUNDING COMMITMENT REPORT
Billed Entity Name: ABBEVILLE COUNTY SCHOOL DIST
BEN: 127216
Funding Year: 2007

Comment on RAL corrections: FRN(s) modified in accordance with a RAL request.

Form 471 Application Number: 570660
Funding Request Number: 1587699
Funding Status: Funded
Category of Service: Internal Connections
Form 470 Application Number: 434360000603202
SPIN: 143031473
Service Provider Name: SEAMLESS MOBILITY SOLUTIONS INC
Contract Number: ACSD-2007-001-SMI
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2007
Service End Date: N/A
Contract Award Date: 01/30/2007
Contract Expiration Date: 09/30/2010
Site Identifier: 31531
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$.00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$171,206.32
Pre-discount Amount: \$171,206.32
Discount Percentage Approved by the USAC: 90%
Funding Commitment Decision: \$154,085.69 - FRN approved; modified by SLD
Funding Commitment Decision Explanation: The FRN was modified from SPIN 143666666 to SPIN 143031473 to agree with the applicant documentation.
FCDL Date: 03/17/2010
Wave Number: 80H
Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2011